

**IN THE UNITED STATES DISTRICT COURT FOR THE
SOUTHERN DISTRICT OF ALABAMA
SOUTHERN DIVISION**

GREGORY ALLEN JOHNSON)	
Petitioner,)	
v.)	CIVIL ACTION NO. 06-00740-KD-B
RALPH HOOKS,)	
Respondent.)	

ORDER

After due and proper consideration of all portions of this file deemed relevant to the issue raised, and there having been no objections filed, the Recommendation of the Magistrate Judge made under 28 U.S.C. § 636(b)(1)(B) is ADOPTED as the opinion of this Court. It is ORDERED that petitioner's petition for habeas corpus relief is hereby DISMISSED without prejudice for lack of subject matter jurisdiction.

DONE this 4th day of June, 2009.

s/Kristi K. DuBose
KRISTI K. DuBOSE
UNITED STATE DISTRICT JUDGE